

Order

Michigan Supreme Court
Lansing, Michigan

May 29, 2018

Stephen J. Markman,
Chief Justice

157003

Brian K. Zahra
Bridget M. McCormack
David F. Viviano
Richard H. Bernstein
Kurtis T. Wilder
Elizabeth T. Clement,
Justices

WHITNEY HENDERSON,
Plaintiff-Appellee,

v

SC: 157003
COA: 334105
Macomb CC: 2015-002323-NI

ERIC M. KING and D & V EXCAVATING,
LLC,
Defendants-Appellants,

and

USAA CASUALTY INSURANCE COMPANY,
ESURANCE PROPERTY AND CASUALTY
INSURANCE COMPANY,
Defendants-Appellees,

and

VMC CONTRACTING, LLC,
Defendant.

_____/

On order of the Court, the application for leave to appeal the November 28, 2017 judgment of the Court of Appeals is considered and, it appearing to this Court that the case of *Dye v Esurance Property & Casualty Ins Co* (Docket No. 155784) is pending on appeal before this Court and that the decision in that case may resolve an issue raised in the present application for leave to appeal, we ORDER that the application be held in ABEYANCE pending the decision in that case.



a0521

I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

May 29, 2018


Clerk